



STATE OF NEW YORK
DEPARTMENT OF AGRICULTURE AND MARKETS
10B AIRLINE DRIVE
ALBANY, NEW YORK 12235

Division of Milk Control & Dairy Services
518-457-5731

TO: Retailers of Milk

DATE: September 21, 2007

SUBJECT: Announcement of threshold price relative to milk price gouging law,
effective OCTOBER 2007.

Threshold prices are unchanged from the previous month. For **OCTOBER 2007**,
threshold prices for milk, lowfat milk, or skim milk offered for retail sale in the state are:

	<u>Gallon</u>	<u>Half Gallon</u>	<u>Quart</u>
Metro Region: (NYC and Counties of Nassau, Suffolk, Rockland, Westchester, Orange, Putnam and Dutchess)	\$4.54	\$2.32	\$1.20
Upstate Region: (Remaining Counties)	\$4.33	\$2.21	\$1.14

A retailer who sells above the threshold price may be in violation of the law unless such selling price is justified as not being unconscionably excessive. Such justification includes net invoice price paid for the milk item plus actual costs incurred in handling and selling that milk item.

Please be advised that the threshold price is only changed if there is at least a \$0.02 per gallon (\$0.23/cwt) change in the underlying price for Class I (fluid) milk at 3.5% butterfat. This is the second consecutive month that the threshold remains unchanged. Compared to the base month (August 2007) of the current threshold price, the federal order Class 1 for October decreased \$0.17 per hundredweight (\$0.015/gallon). On a monthly basis, the federal order Class I price (3.5% butterfat) for October decreased \$0.32/cwt or \$0.028/gallon. The threshold price is calculated by multiplying by two the total of two components, the minimum federal order price and the premium paid for Class I milk.